

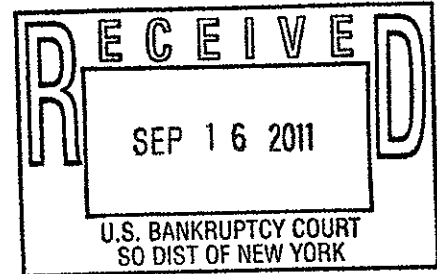
UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT

Dana H. Fox,
Plaintiff/Appellant
V. General Motors, Inc.
Motors Liquidators, etal
Defendant/Appellee

Case #09-40026 (REG)

Claim #4287

Ammended Appeal and
Motion to Remove this Matter From
Bankruptcy to
U.S. District Court to be
Forwarded to the
U.S. Court of Appeals



Now Comes Plaintiff/Appellant Pro-se Dana H. Fox with this ammended Appeal to correct the claim # from 4286 to the correct claim number which is #4287: When David Griffiths called from [Weills, etc] he gave two different numbers that most probably caused the mistake, now corrected.

As Mr. Fox, Pro-se is unable to find any case citation in regards to any enity being allowed to continue in Bankruptcy when that entity [Individual or Corporation] is bailed out financially; In this case by the U.S. Government:

Mr. Fox, pro-se believes that this matter exceeds the authority of the Bankruptcy court and must go to Federal District Count assiñ is quite obvious to Mr. Fox, Pro-se that there is "something" extremely wrong in the manner that this matter is proceeding and being allowed to proceed under the Jurisdiction of Bankruptcy Court.

Wherefore Mr. Fox Pro-se Motions the Bankruptcy Court to remove this case from Bankruptcy Court Jurisdiction to the Jurisdiction of the U.S. Federal District court to consider this matter.

Mr. Fox; Pro-se incorporates here-in and attaches a motion to The U.S. District Court to remove this matter [claim 4287] from Bankruptcy Court to the U.S. District Court for a Fair and Just appraisal on the Merits of the Claim and Jurisdiction.

This is mailed to U.S.
District court and Motors
Liquidators on this date
9/13/11 *AMZ*

Respectfully Submitted,
Dana H. Fox
Dana H. Fox, Pro-se

United States District Court
Southern District

Dana H. Fox, Pro-se)
Plaintiff/Appellant)

V.)

Case #09-40026 (REG)

General Motors, Inc.)
Motors Liquidators, et al)
Defendants/Appellees)

Claim #4287

Motion for the U,S, District Court
to Order the removal of Claim #4287
From Bankruptcy Court to U.S.
District Court

Now Comes Dana H. Fox, Pro-se with a Motion for the United States District Court to remove claim #4287 from the Jurisdiction of Bankruptcy Court to the Jurisdiction of the U.S. District Court: Attached please find motion and appeals from lower court with request(s) for Alternate Dispute Resolution and the manner in which Mr. Fox Pro-se must proceed.

General Motors is Not Bankrupt; they are bailed out by the U.S. Government (When was the last time you showed up in a private jet asking for money because you were broke? [Absurd!!]).

With the research available to Mr. Fox pro-se there is found no precedent for any entity to continue or proceed in bankruptcy court when that entity is financially bailed out (and possibly posting a profit).

ORDER

As General Motors, Inc. is not Bankrupt and Mr. Fox Pro-se indicates unjust treatment in Bankruptcy Court, As the record will show, The United States District Court Orders that this matter of Claim #4287 be removed from Bankruptcy Court and placed in U,S, District Court:

So Ordered

Presiding Judge

Copies Mailed to Bankruptcy
court and Motors Liquidators
on this date 9/13/11

D. H. Fox

Respectfully Submitted

Dana H. Fox, Pro-se

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT

Dana H. Fox, Pro-se
Plaintiff/Appellant
V.
General Motors, Inc.
Motors Liquidators, et al
Defendants/Appellees

Lower Court # 09-40026 (REG)

Claim # 42867

4287

Motion to Waive Any Fees to Proceed
In Forma Pauperis

Now Comes Plaintiff/Appellant Dana H. Fox, Pro-se with this Motion to waive filing fees and any other fees in regards to this matter, as Mr. Fox Pro-se has existed under Vows of Poverty for the last 50 years and as a Volunteer to America waiting, now for his Just Rewards as his Tour of Duty is up:
Social Security Disability: \$663.00 Per Month
Family Estate income: \$600.00 Per Month Plus \$250.00 Per Month.
There may be alot of Property that the Trustees of the United States list in Mr. Fox Pro-se's name yet he receives no income from this and can make no money from this, including your (my) Bankruptcy Court that the Trustees set up at my order and you (Judge Gerber) must recall the history of that small feat!?

Mr. Fox Pro-se asked several times to Mr. Diamond on the telephone (How's Bobby doing at Barclay's?) and asked the court in pleadings for any forms that apply to this motion and only received a denial of motions in regards to this instead of being supplied with what it is that the court requires.

Mr. Fox is on the road in regards to his Oath of 1965 to defend the United States and Great Britain from Tyranny and to travel in regards to other promises made to the Trustees.

George Bush Sr. asked My advice years ago on how to proceed against General Motors as Mr. Fox Pro-se had already prevailed in this very same issue of the Aurora Automobile and G.M. has never Fixed the problem(s).

The vehicle in question was returned under G.M.'s repurchase program but the dealer and G.M. did nothing; Causing Eight-9 years of litigation.

This matter is none of the [Weil, etc. business] and that is my certificate of service.

Respectfully Submitted

Dana H. Fox

9/9/11

MR. FOX, PRO-SE HAS ALSO SWORN TO DEFEND THE U.S. CONSTITUTION SEVERAL TIMES AND LEVELS OVER... I EXPECT YOU TO DO THE SAME.
D.H.F.

Page 4 of 6
UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT

Dana H. Fox, Pro-se
Appellant

v.

General Motors, Inc.
Motors Liquidators, et al
Appellees

Lower Court # 09-40026

Claim# 4286 Z

4287

Appeal of August 12, 2010
Decision And

MOTION TO TOLL THE STATUTE OF LIMITATIONS

Now Comes Plaintiff/Appellant with a motion to toll the statute of limitations in regards to an appeal of an incorrect decision to expunge Mr. Fox Pro-se's legitimate claim against General Motors, Inc.: Mr. Fox was notified of this mistake on 9/7/11 by a call from David Griffiths from [Weil, etc.] after repeated calls to Motor Liquidator for Alternate dispute resolution. Mr. Fox, Pro-se has filed numerous motions for more time to respond to court papers due to travel responsibilities; There are also Motions to recognize the rights of a Pro-se litigant [Does this court recognize the rights of a pro-se litigant?].

Mr. Fox, Pro-se recalls that the decision of August 12, 2010 appears to be vague and ommissive as it expunges certain cases yet brings them (the cases) forward indicating that the cases are still valid: This is the problem with overwordiness in legal proceedings where the attempt is to confuse the issue with misrepresentation of what is supposed to be intended.

Mr. Fox Pro-se has also filed for Alternate dispute resolution and motions here-in for this to be honored.

Mr. Fox Pro-se's matter concerns Public Safety and G.M. was in contempt of court in the lower court for not responding to a Court Ordered Subpeona: This Honorable Court cannot allow G.M. to get away with this as G.M. is not bankrupt [G.M., Inc. is bailed out by the U.S. Govt.] and is currently posting a profit if that can be believed.

Wherefore, Mr. Fox Pro-se motions the court to re-instate this claim #4286 and assign this matter to non-binding Mediation.

As the court forwards these pleadings to Motor Liquidators for [Weil, etc] this is the certificate of service, 9/7/11

[Signature]

Respectfully Submitted,
[Signature]
Dana H. Fox Pro-se

Dana H. Fox, Pro-se
Plaintiff/Appellant

V.

General Motors, Inc.
Motors Liquidators, et al
Defendants/ Appellee

Lower Case : 09-50026(Reg)
Claim #4287

Appeal #

Addendum

Mr. Fox, Pro-se Submits this addendum for the Following points:

- 1). This matter involves the Magnuson-Moss Federal Warranty Act:
 - A). A product is suppose to work the way it was, Or is intended, or the customer gets their money back...
- 2). The Aurora Automobile was returned to the dealership with the Title signed over for Re-Purchase by the dealer/General Motors, and there is a copy of the title on record.
- 3). The problem(s) with the Aurora are previously litigated in State and Federal Court by Mr. Fox pro-se and George Bush Sr. (Who was in the Hospital for two weeks due to an accident in his); Mr. Fox was lucky and was able to get the vehicle back under control.
- 4). This is a public safety matter and does not belong in Bankruptcy Court.
- 5.) General Motors was going to be found in Contempt of Court in Florida Circuit Court in Lee Conty Florida for Failure to respond to a court Ordered Subpoena: Enter the Automatic Stay Of Bankruptcy.

Wherefore, Mr. Fox Pro-se motions for this matter to go to the Court of Appeals.

Affidavit of Service: *DH*
I certify that a true copy is
served by U.S. Mail on this date *2/6/11*
to Appeals and Bankruptcy Court
and Motors Liquidators for G.M.'S, Inc.
Attorneys

Respectfully Submitted,
DH
Dana H. Fox Pro-se

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICTDana H. Fox, Pro-se
Plaintiff

V.

General Motors, Inc
Motors Liquidators, et al
DefendantsLower Court # 09-50026(REG)
Claim #42867
4287

Notice to Suspend Appeal

Now Comes Plaintiff Pro-se Dana H. Fox with this notice to suspend the pending Appeal:

- 1). Pending the outcome of the re-classification of claims.
- 2). Pending someone contacting Mr. Fox Pro-se with an offer of settlement.
- 3). Pending the Honorable court of Bankruptcy notifying Mr. Fox Pro-se that this is the outcome of the March 1, 2011 Hearing on the motion for an order reclassifying claims.

Mr. Fox Pro-se reserves his right to re-establish the Appeal if no offer of settlement if forthcoming etc.

Wherefore Mr. Fox, Pro-se motions to suspend and temporarily withdraw the Appeal until a settlement offer is agreed upon.

Respectfully Submitted,



Dana H. Fox, Pro-se

I certify that a true copy
is served by U.S. Mail on
this date to 3/4/11
Appeals Court

Motors liquidators for

General Motors, Inc and their Attorneys (Please Forward to

the Attorneys)..

I CERTIFY A COPY

IS SERVED BY U.S. MAIL 3/4/11
TO THE ATTORNEY, N.Y.
D.H.F.